IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.4910 of 2005

Yeshwant Pandurang Keer and Ors ...Applicants

V/s

State of Maharashtra through

(Goregaon Police Station) ..Respondents

Shri O.R.Tiwari for Applicants

Mr.R.Y.Mirza,A.P.P. for State

CORAM:A.S.OKA,J.

DATED:19th August 2005

P.C.:-

1. Heard Advocate appering for the applicants and learned A.P.P. for State.

2. The learned Advocate for the applicants submitted that the entire prosecution story is false and concocted. There is a gross delay in recording statements of all witneses. He submitted that the applicants be enlarged on bail.

3. The learned A.P.P. has pointed out the material available against the applicants and submitted that the applicants are not entitled to get bail.

4. I have considered the submissions. FIR has been lodged

by an eye witness. There are consistent statements of other eye witnesses recorded by the Police. There is a recovery of weapon at the instance of applicant no.2. The allegation against the applicants is of committing an offence of murder of a brutal nature. Applicant no.1 has used iron rod as a weapon of assault and the applicant no.2 has allegedly used a knife which has been allegedly recovered at his instance.

5. There is enough material on record to show the complicity of the applicant in an offence of brutal nature. Hence no case is made out for enlarging the applicant on bail. The application is rejected.

. The trial is expedited.

(A.S.OKA, J.)